

CRIMINAL REVISION APPLICATION No 1210 of 1983

Versus

For Approval and Signature:

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5. Whether it is to be circulated to the Civil Judge?

Appearance:

UNSERVED for Petitioner

ORAL JUDGMENT

This petition was presented by Shamrao Dhondu, the original accused. He was convicted by the Trial Court for the offences punishable under Section 66(1)(b) of the Bombay Prohibition Act, 1949 along with Section 85(1)(3) of the said Act. He was sentenced to RI for three months and to pay a fine of Rs.500/- in default, to RI for 30 days. His appeal came to be dismissed by the appellate Court vide the orders dated October 29, 1983. Later on, this petition came to be presented and was admitted in the year 1984. The Rule was issued and the petitioner-accused was kept on bail, but with the fresh bonds. Learned Counsel Mr. H.K. Thakore was representing the cause of the petitioner-accused. On his sad demise, the Registry of this Court had sought to serve the petitioner once again, so that, he can be given an opportunity of being heard. But, the notice has been returned unserved along with the report of the PI, Bharuch City Police 'B' Division, Bharuch, saying that, the petitioner-accused is also no more. This report requires to be accepted and the same hereby accordingly accepted. The proceedings would not, now, be maintainable and they are terminated along with the demise of the petitioner-accused. The proceedings are disposed of, in the above said manner. Rule shall stand discharged.
